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REMARKS

The present application contains claims 25 to 43.

Applicant has canceled claims 1 to 24 without prejudice or disclaimer. Applicant has provided a new set of claims 25 to 43 to better describe the present invention. The amendment to the claims is fully supported by the application as originally filed. No new matter has been introduced by way of the amendment.

35 USC 102 (b) Rejections

The Examiner has rejected claims 1 to 24 under 35 USC 102 (b) as being anticipated by US Patent 6,151,315 to Ash et al., herein after referred to as Ash.

In response, Applicant has cancelled claims 1 to 24 without prejudice or disclaimer. Applicant has submitted new claims to better define the limitations of the present invention which is directed to pre-allocation of supplementary channels in a wireless system. Compared to the teachings of Ash, which is directed to coordination of switch fabrics, the present invention as now claimed is at least novel in the following:

1. "channel element modules in a base station" (support may be found, for example, at page 5, line 33);
2. "channel resource pool module" (support may be found, for example, at page 7, lines 19 to 20);
3. "pre-allocating the available resources" into "supplementary channels" (support may be found, for example, at page 5, lines 28 to 39);
4. the pre-allocating step, the receiving step and the matching step are performed "on-board" (support may be found, for example, in Figure 3 and at page 2, lines 8 to 9);

Applicant respectfully submits that Ash fails to disclose each and every feature of the present invention as claimed by the amended claims, as required by 35 U.S.C. 102(b), and provides no teaching that would have suggested the desirability of modification to include such features.

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Applicant respectfully requests reconsideration of this application, based on the foregoing amendments and remarks.

Respectfully Submitted,



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